

REMARKS

In the non-final Office Action dated December 29, 2004, the Examiner rejected pending claims 1-63 under the judicially-created doctrine of obviousness-type double patenting as unpatentable over one or more claims of U.S. Patent No. 6,669,701, either taken alone or in combination with either U.S. Patent No. 3,716,050 to Johnston or U.S. Patent No. 5,709,686 to Talos et al. (12/29/04 Office Action at 2-4.) In a response dated March 29, 2005, Applicant submitted a Terminal Disclaimer under 37 CFR 1.321(c) to obviate the double patenting rejection. On or about April 18, 2005, the Examiner contacted the attorney for applicant and requested that the Terminal Disclaimer be executed by the attorney formally of record in the case, Mr. Brian Rothery, and resubmitted. Accordingly, applicant submits herewith, under separate cover, a Terminal Disclaimer executed by Mr. Rothery and respectfully requests allowance of pending claims 1-63.

Should the Examiner have any questions or concerns regarding the remarks or the above-identified application, then a telephonic interview with the undersigned is respectfully requested to discuss any such questions or concerns and to accelerate the allowance of the above-identified application.

No fee is believed due for this submission. However, should any fee be required, please charge all such fees to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,

Date: May 4, 2005



Brian M. Rothery

Reg. No. 35,340

JONES DAY

222 East 41st Street

New York, New York 10017

(212) 326-3939

U.S. Application No.: 10/695,392

Supplemental Response to Office Action dated December 29, 2004

Attorney Docket No.: 8932-819 (232200-999215)